



Docket No.: 31894-199297
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Zemel et al.

Art Unit: 1616

Application No: 10/827,353

Examiner: E. J. Webman

Confirmation No: 2617

Filed: April 20, 2004

Atty. Docket No: 31894-199297

For: HIGH CALCIUM FOODSTUFFS FOR
WEIGHT LOSS

Customer No:

26694

PATENT TRADEMARK OFFICE

INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom. Copies of **Documents B1-B4 and C1-C17** are enclosed.

Document C13 was cited in counterpart Application No. 10/827,309 in an Office Action dated October 16, 2007. Documents C15-C17 were cited in counterpart Application No. 10/066,057 in an Office Action dated November 26, 2007.

This Information Disclosure Statement is filed after the mailing date of a final Office Action (37 CFR 1.97(d)). The fee of \$ 180.00 is enclosed (37 CFR 1.97(d)(2)). Applicants do not

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make the certification under 37 CFR 1.97(e). Nevertheless, Applicant(s) hereby request(s) that the Information Disclosure Statement be considered.

In accordance with 37 CFR 1.98(a)(2)(ii), Applicant has not submitted copies of U.S. patents and U.S. patent applications. Applicant submits herewith copies of foreign patent documents and non-patent literature in accordance with 37 CFR 1.98(a)(2).

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

The Commissioner is authorized to charge any deficiency in any fees pursuant to 37 CFR § 1.17 associated with this communication and to credit any excess payment to Deposit Account No. 22-0261.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

We believe that no additional fees are required with the submission of this IDS. However, the Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 22-0261, under Order No. 31894-199297.

Dated: Feb. 13, 2008

DC2/901765

Respectfully submitted,

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